



**An Ordinance to Amend Article 9 Performance Standards
of the Unified Development Ordinance (UDO)
of the Town of Sunset Beach, North Carolina**

THAT WHEREAS, the Town has enacted a Unified Development Ordinance that controls land development within both the Town's incorporated areas and within its extraterritorial area; and

WHEREAS, in order to promote the public health, safety and general welfare and to promote the best interests of the town and community, it is necessary from time to time for the Town Council to consider appropriate revisions, modifications and additions to the town's Unified Development Ordinance; and

WHEREAS, Town staff has initiated a text amendment requesting a review of the town's Unified Development Ordinance concerning the parking ratio assigned to restaurants; and

WHEREAS, the Planning Board reviewed and deliberated the options, and reached a 4 to 0 vote to recommend to the Town Council that an amendment to subsection 9.09 Off-Street Parking Schedule be approved; and

WHEREAS, pursuant to N. C. General Statutes and town ordinances, a public hearing, properly noticed, was held on June 5, 2017, where public comment was heard and considered by the Town Council regarding this issue; and

WHEREAS, the Planning Board finds that the proposed amendment to the Unified Development Ordinance Article 9 Performance Standards is consistent with the Sunset Beach Comprehensive Land Use Plan; and

WHEREAS, the Town Council further finds that the approval of this proposed amendment is reasonable and in the public interest in that the amendment: is consistent the Town’s comprehensive plan (2010 Town of Sunset Beach CAMA Land Use Plan), Policy 21 (A) stating that “Redevelopment may be permitted as long as the activity complies with the spirit and intent of existing regulatory requirements, meaning proposed redevelopment activities which would require substantial changes to existing regulations shall be discouraged,” and finds that it is in the public interest because Town residents support additional restaurant establishments..

NOW, THEREFORE, BE IT ORDAINED by the Town Council of Sunset Beach that Unified Development Ordinance Article 9 Performance Standards Section 9.09 Off-Street Parking Space Requirements (D) is hereby amended as follows by adding “Carry-out Restaurant/café (5 or fewer seats) 1 per 200 sq. ft.” to the Table 9-1 as displayed:

Table 9-1. Required Off-Street Parking Spaces

Building Type	Number of Required Parking Spaces
Restaurants	1 per 3 seats or 50 sq. ft. (whichever is greater)
<u>Carry-out restaurant/café (5 or fewer seats)</u>	<u>1 per 200 sq. ft.</u>
Drive-through Window (Restaurants)	3 stacking or queuing spaces for the first window; 3 stacking spaces for each additional window.

Adopted this the _____ day of _____, 2017

Town of Sunset Beach

By: Mayor

ATTEST:

Town Clerk